



that, if feasible, the claims of all wrongful death beneficiaries and survival claimants should be consolidated or joined in one action. The remedy to Defendants' complaint, however, is not dismissal of any claims, but rather, consolidation of the two lawsuits pending in this Court.

Plaintiffs, Gregorio and Oralía Trevino, request the Court deny Defendants' Motion to Dismiss. Although Plaintiffs believe the appropriate remedy to address Defendants' complaint is consolidation of the two pending lawsuit, if the Court determines the Plaintiffs claims should be dismissed, Plaintiffs request the Court allow the joinder of their wrongful death claims in the other proceeding, retroactive to the date of their original filing.

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 17<sup>th</sup> day of June 2008, a copy of the foregoing Plaintiffs' Response to the U-Haul Defendants' Motion to Dismiss Plaintiffs' Amended Complaint for Lack of Standing was served via the Court's CM/ECF system to the following counsel of record:

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